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CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY:

Per

DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

EDGARDO CARLOS VILAS,

Defendant.

CASE NO. 08MJ0084(NLS)

ORDER SETTING CONDITIONS OF
PRETRIAL RELEASE: BAIL
(18 U.S.C. § 3142(c))

On January 17, 2008, the court held a hearing pursuant to the Bail Reform Act, 18 U.S.C. § 3142 *et seq.* to determine whether the defendant should be released or detained in custody pending trial on charges of Possession of Images of Minors Engaged in Sexually Explicit Conduct in violation of Title 18 U.S.C. Sec. 2252(a)(4)(B). The Court determined that an unconditional release pursuant to 18 U.S.C. § 3142(b) would not be sufficient to assure the appearance of the defendant and the safety of the community. Thus, conditions of release are necessary pursuant to 18 U.S.C. § 3142(c) in order to reasonably assure the appearance of the defendant as required and the safety of the community.

Good cause appearing,

IT IS ORDERED that the defendant shall be released from custody subject to the condition that he: (a) make all of his court appearances, (b) not commit a federal, state, or local crime during the period of release, and comply with the additional conditions itemized listed below in

1 accordance with 18 U.S.C. § 3142(c)(1):

2 **STANDARD CONDITIONS:**


- 3 1. Restrict travel to the Southern District of California. Do not enter Mexico.
- 4 2. Report for supervision to U.S. Pretrial Services ("PTS").
- 5 3. Not possess or use any narcotic drug or other controlled substance, (defined in 21 U.S.C. §
6 802), without a lawful medical prescription;
- 7 4. Not possess any firearm, dangerous weapon or other destructive device during the pendency
8 of the case;
- 9 5. Read, or have explained, and acknowledge understanding of the Advice of Penalties and
10 Sanctions Form;
- 11 6. Provide a current residence address and phone number prior to release and keep it current
12 while the case is pending.

13 **ADDITIONAL CONDITIONS:**

- 14 1. Execute a personal appearance bond in the amount of \$100,000 secured by a trust deed to the
15 United States of America and signatures of Defendant and the sureties. Examination of
16 sureties prior to release.
- 17 2. Submit to psychiatric/psychological counseling as specified by PTS, such counseling to be with
18 a counselor who has experience in treating sexual offenders. The defendant must waive
19 confidentiality so that Pretrial Services can contact his counselor.
- 20 3. Participate in and pay for active Global Positioning System (GPS) satellite monitoring.
- 21 4. Actively seek and maintain full-time employment, schooling or a combination of the two as
22 approved by PTS.
- 23 5. Defendant may not engage in any paid occupation or volunteer service that exposes him either
24 directly or indirectly to children under the age of 18, unless approved in advance by PTS and
25 the Court.
- 26 6. No contact with children at Defendant's present place of employment. Defendant shall submit
27 to a PTS interview with his employer at which time PTS will explain to the employer the
28 restrictions of this bond as it pertains to Defendant's employment.

- 1 7. No contact with children under the age of 18 unless accompanied and supervised by an adult
- 2 approved in advance by PTS. Defendant shall report within eight (8) hours to PTS any
- 3 unauthorized contact with any child under the age of 18.
- 4 8. Submit to a post-release interview by PTS at which time defendant shall provide PTS with
- 5 accurate information about his entire computer system (hardware/software); all passwords used
- 6 by defendant; his Internet Service Provider(s) and all additional computer hardware and
- 7 software to which defendant has access (e.g. laptop computers, handheld devices, employer(s)
- 8 computers).
- 9 9. Submit to PTS examination and monitoring of defendant's computer use at his place of
- 10 residence and employment at a reasonable time and in a reasonable manner (no more than two
- 11 times per week) to insure compliance with this court's computer use restrictions.
- 12 Submit to installation of monitoring software on personal computer as determined by PTS.
- 13 10. Defendant shall not access any pornographic web site via any "on line" computer service or
- 14 via any other device with Internet capability (e.g Wii or Xbox, IPODs, cellphones etc.) at any
- 15 location at any time. This includes any Internet Service Provider, bulletin board system or
- 16 other public or private computer network.
- 17 11. Surrender passport to PTS.
- 18 12. Remain at home residence between the hours of 9:00 p.m. and 6:00 a.m.
- 19 13. Defendant shall not be within 100 yards of places where children congregate (schools, parks,
- 20 playgrounds, video arcades, swimming pools).
- 21

22 DATED: 1-17-08



Hon. Nita L. Stormes
U.S. Magistrate Judge